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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

DA 94-34
FCC MAIL SECTION

JAN 10 4 03 PM '94

In the Matter of)
)
Guidelines for Evaluating the)
Environmental Effects of)
Radiofrequency Radiation)

DISPATCHED BY
ET Docket No. 93-62 ✓

ORDER EXTENDING TIME FOR COMMENTS AND REPLY COMMENTS

Adopted: January 7, 1994;

Released: January 10, 1994

Comment Date: January 25, 1994

Reply Comment Date: February 24, 1994

By the Chief, Office of Engineering and Technology

1. On January 3, 1994, CBS Inc. ("CBS") filed with the Commission a "Motion for Extension of Time" in the above-named proceeding. CBS requested that the Commission extend, by a period of fourteen (14) days, the time for filing comments and reply comments.

2. The Commission has proposed to incorporate into its rules the newly revised standard of the American National Standards Institute (ANSI) developed by the Institute of Electrical and Electronics Engineers (IEEE) and designated IEEE C95.1-1991 (also ANSI/IEEE C95.1-1992) for human exposure to radiofrequency (RF) fields.¹ The deadline originally established for filing comments in this proceeding was August 13, 1993, and the date for reply comments was September 13, 1993.

3. Previously, on August 3, 1993, the Commission granted a request filed by the National Association of Broadcasters (NAB) for an extension of time of ninety (90) days for filing comments

¹ See Notice of Proposed Rule Making in ET Docket 93-62, 8 FCC Rcd 2849 (1993).

and reply comments.² This action established a new deadline for filing comments of November 12, 1993, and a new deadline for filing reply comments of December 13, 1993.

4. Subsequently, on November 2, 1993, CBS and Capital Cities/ABC Inc. filed a request to extend the comment and reply comment deadlines an additional sixty (60) days. The Commission approved this request establishing a new deadline for filing comments of January 11, 1994, and a new deadline for filing reply comments of February 10, 1994.³

5. The first extension was granted to allow NAB time to complete a study commissioned to develop non-measurement based techniques for determining compliance with new guidelines. The second extension was granted in response to filings by CBS, Capital Cities, and Hammett and Edison, Inc., noting that new information from the NAB study and other experimental results relevant to the consequences of the proposed guidelines had only recently become available. CBS and Capital Cities maintained that additional time was necessary to consider the implications of the new data, both to determine whether further study was required and to assess the effect that the proposed guidelines will have on broadcast operations.

6. The most recent motion filed by CBS requests an additional fourteen day (14) extension of the comment and reply comment deadlines. CBS states that it has not had sufficient time to perform measurements and analysis of data due to a delay in obtaining the equipment necessary to measure induced currents. CBS states that it has acquired preliminary data that it believes will be useful to the Commission in considering the implementation of the induced current limits. However, additional time is needed to organize and analyze the data. Further, CBS states that it hopes that the additional time will make possible the filing of a single set of comments representing the views of itself and several other broadcast entities.

7. The Commission does not routinely grant requests for extensions of time.⁴ However, we continue to recognize the complexity of the issues raised by the new exposure guidelines and the difficulties in developing reasonable methods by which compliance can be evaluated. In that regard, the request by CBS for a nominal further extension does not appear to be unreasonable.

² See Order Extending Time for Comments and Reply Comments, ET Docket 93-62, 8 FCC Rcd 5528 (1993).

³ 58 Fed. Reg. 60827 (November 18, 1993).

⁴ 47 C.F.R. Section 1.46 (1991).

8. Accordingly, IT IS ORDERED THAT the deadline for filing comments IS EXTENDED to January 25, 1994, and the deadline for filing reply comments IS EXTENDED to February 24, 1994. This action is taken pursuant to Sections 4(i) and 303 of the Communications Act of 1934, as amended, 47 U.S.C. Sections 154(i) and 303, and pursuant to Sections 0.31, 0.241 and 1.46 of the Commission's Rules, 47 C.F.R. Sections 0.31, 0.241 and 1.46.

Federal Communications Commission


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for Chief Engineer